IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

WEDNESDAY, THE 5TH SEPTEMBER 2007 / 14TH BHADRA 1929

Crl.MC.No. 4771 of 2003()

CC.90/2002 of JUDL. MAGISTRATE OF FIRST CLASS COURT-IV, KOZHIKODE
C.CNO.76/1996 of JUDL. MAGISTRATE OF FIRST CLASS COURT-IV, KOZHIKODE

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PETITIONER: ACCUSED.

SIVASANKARAN, S/O.JANAKI AMMA,
NAGASSERI PARAMBA, AMBALAPADI,
FEROKE.

BY ADV. SRI.SUNNY MATHEW

RESPONDENTS: COMPLAINANT.

THE SUB INSPECTOR OF POLICE,
NADAKKAVU POLICE STATION REP. BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR, SRI C.K.SURESH

THIS CRIMINAL MISC. CASE HAVING BEEN FINALLY HEARD ON 05/09/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R.UDAYABHANU, J.

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Crl.M.C.No.4771 of 2003-B

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Dated this the 5th day of September, 2007

O R D E R

The petitioner is the sole accused in C.C.No.90/2002 in the file of the Judicial Magistrate of the First Class-IV, Kozhikode. He was the second accused in C.C.No.71/1996 with respect to the offences under Sections 417, 419, 420, 465, 467 read with Section 34 of the Indian Penal Code. It is submitted that he was working abroad and hence, he could not be present before the court below at the time of trial. The rest of the accused were tried and acquitted.

2. It is seen from Annexure-A1 judgment in C.C.No.71/1996 that a compromise petition was filed mentioning that the matter has been settled. In the circumstances, no purpose will be served by further proceeding with the matter. Hence, the proceedings pending as C.C.No.90/2002 in the file of the Judicial Magistrate of the First Class-IV, Kozhikode, is herewith quashed.

K.R.UDAYABHANU,
Judge

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